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14 UNITED STATES DISTRICT COURT
15 DISTRICT OF NEVADA

16 ZENIA BROWN,
17 Plaintiff,
18 v.
19 FRANK BISIGNANO,
20 Commissioner of Social Security,
21 Defendant.

Case No. 2:25-cv-00383-JCM-NJK

STIPULATION AND
ORDER FOR THE AWARD OF
ATTORNEY FEES PURSUANT TO
THE EQUAL ACCESS TO JUSTICE
ACT, 28 U.S.C. § 2412(d)

22 IT IS HEREBY STIPULATED by and between the parties through their
23 undersigned counsel, subject to the approval of the Court, that Plaintiff be awarded
24 attorney fees under the Equal Access to Justice Act (EAJA), 28 U.S.C. § 2412(d),
25 in the amount of FIVE THOUSAND SEVEN HUNDRED SIXTY-SEVEN
26 DOLLARS AND FOURTEEN CENTS (\$5,767.14) and no costs or expenses under
27 28 U.S.C. § 1920. These amounts represent compensation for all legal services
28 rendered and costs incurred on behalf of Plaintiff, to date, by counsel in connection

1 with this civil action, in accordance with 28 U.S.C. §§ 2412(d) and 1920.

2 After the Court issues an order for EAJA fees to Plaintiff, the government
3 will consider the matter of Plaintiff's assignment of EAJA fees and expenses to
4 Plaintiff's attorney. Pursuant to *Astrue v. Ratliff*, 560 U.S. 586 (2010), the ability to
5 honor the assignment will depend on whether the fees, expenses are subject to any
6 offset allowed under the United States Department of the Treasury's Offset
7 Program. After the order for EAJA fees and expenses is entered, the government
8 will determine whether they are subject to any offset.

9 Fees and expenses shall be made payable to Plaintiff, but if the Department
10 of the Treasury determines that Plaintiff does not owe a federal debt, then the
11 government shall cause the payment of fees to be made directly to John D. Metsker,
12 pursuant to the assignment executed by Plaintiff. Any payments made shall be
13 delivered to Plaintiff's counsel.

14 This stipulation constitutes a compromise settlement of Plaintiff's request for
15 EAJA attorney fees and expenses, and does not constitute an admission of liability
16 on the part of Defendant under the EAJA. Payment of the agreed amount shall
17 constitute a complete release from, and bar to, any and all claims that Plaintiff
18 and/or Plaintiff's counsel may have relating to EAJA attorney fees, costs and
19 expenses in connection with this action.

20 This award is without prejudice to the rights of Plaintiff's counsel to seek
21 Social Security Act attorney fees under 42 U.S.C. § 406, subject to the offset
22 provisions of the EAJA.

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1 Respectfully submitted,

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3 Dated: September 26, 2025

/s/ John David Metsker
JOHN DAVID METSKER
Attorney for Plaintiff

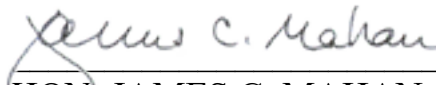
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7 Dated: September 26, 2025

/s/ Jeffrey E. Staples*
JEFFREY E. STAPLES
**As authorized via email on September 26, 2025*
Special Assistant United States Attorney
Attorney for Defendant

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13 **ORDER**

14 Pursuant to the parties' stipulation, IT IS SO ORDERED.

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16 DATE: September 30, 2025.



HON. JAMES C. MAHAN
UNITED STATES DISTRICT JUDGE